IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Weber et al.

Docket: 1999DE133/C1/D

Serial No.: 10/807,634

Group Art Unit: 1626

Filed: 3/24/2004

Examiner: Saeed, Kamal A.

For: Pigment Dispersants Based on Diketopyrrolopyrrole Compounds and

Pigment Preparations

CERTIFICATION OF FACSIMILE TRANSMISSION

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- Terminal Disclaimer to Obviate a Provisional Double Patenting Rejection Over a Pending Second Application for 10/375,573) with Fee Transmittal Page (2 pages)
- 2. Terminal Disclaimer to Obviate a Provisional Double Patenting Rejection Over a Pending Second Application for 10/375,668) with Fee Transmittal Page (2 pages)

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REJECTION OVER A PENDING SECOND APPLICATION		1999DE133/C1/D
In re Application of: Weber, et al.		
Application No.: 10/807,634		
Filed: 3/24/2004		
For: Pigment Dispersants Based on Diketopyrrolopyrrole Compounds	and Pigment	Preparations
The owner*, <u>Clariant GmbH</u> , of <u>100</u> percent interest in the instruction provided below, the terminal part of the statutory term of any patent granted on the beyond the expiration date of the full statutory term defined in 35 U.S.C. 15 disclaimer filed prior to the grant of any patent granted on pending second Apfiled on <u>02/27/2003</u> , of any patent on the pending second application. The granted on the Instant application shall be enforceable only for and during such possecond application are commonly owned. This agreement runs with any patent binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal application that would extend to the expiration date of the full statutory term as patent granted on the second application, as shortened by any terminal disclaimer that any such granted patent expires for failure to pay a maintenance fee a court of competent jurisdiction, is statutorily disclaimed in whole or terminal claims canceled by a reexamination certificate, is reissued, or is in any manner statutory term as shortened by any terminal disclaimer filed prior to its grant.	the Instant apple 4 and 173 as plication Number owner hereberiod that it and granted on the sal part of any part o	lcation, which would exte shortened by any terminer 10/375.573 y agrees that any patent d any patent granted on the instant application and patent granted on the instant granted on the instant granted on the instant granted on the instant granted on the patent grant, in the forceable, is found invalid nder 37 CFR 1.321, has
Check either box 1 or 2 below, if appropriate. 1. For submissions on behalf of an organization (e.g., corporation, partreetc.), the undersigned is empowered to act on behalf of the organization.		sity, government agency,
I hereby declare that all statements made herein of my own knowledge information and belief are believed to be true; and further that these statements false statements and the like so made are punishable by fine or imprisonment, the United States Code and that such willful false statements may jeopardize to issued thereon.	were made w or both, unde	ith the knowledge that will r Section 1001 of Title 18
2. X The undersigned is an attorney or agent of record.		
Signature	-4. Find	5/17/05 bate
	Anthony A	
· · · · · · · · · · · · · · · · · · ·	(704) 33 Telephone	
X Terminal disclaimer fee under 37 CFR 1.20(d) is included.		- 10
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to process) an approximan. Communicative signorement by an U.S.O. 122 and 37 GFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patenta, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (12-04v2)
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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act. 2005 (H.R. 4818).	Complete if Known				
	Application Number	10/807,634			
FEE TRANSMITTAL	Filing Date	03/24/2004			
For FY 2005	First Named Inventor	Weber, et al.			
Applicant claims small entity status. See 37 CFR 1.27	Examiner Name	Kamal A. Saeed			
	Art Unit	1626			
TOTAL AMOUNT OF PAYMENT (\$) 130.00	Attorney Docket No.	1999DE133-C1-D			
METHOD OF PAYMENT (check all that apply)					
Check Credit Card Money Order Nor	ge Other (please id	entify):			
X Deposit Account Deposit Account Number: 03-2060	Deposit Account N	ame: Clariant Co	rporation		
For the above-identified deposit account, the Director is he	reby authorized to: (check	call that apply)			
X Charge fee(s) indicated below	Charge fee(s	indicated below, except f	or the filing fee		
Charge any additional fee(s) or underpayments of fe	e(s) X Credit any ov	erpayments			
WARNING: Information on this form may become public. Credit card in information and authorization on PTO-2038.	formation should not be in	duded on this form. Provide	credit card		
FEE CALCULATION	•				
1. BASIC FILING, SEARCH, AND EXAMINATION FEES		···			
FILING FEES SEAF	RCH FEES EXA	MINATION FEES			
Small Entity Application-Type	Small Entity Fee (\$) Ees	Small Entity (1\$) Fee (\$)	Fees-Paid-(\$)		
Utility 300 150 500	250 20				
Design 200 100 100	50 13	0 65 _			
Plant 200 100 300	150 16	0 80 _			
Reissue 300 150 500	250 60	0 300 _			
Provisional 200 100 0	0	0 0 _			
2. EXCESS CLAIM FEES			II Entity		
Fee Description Each claim over 20 (including Reissues)		50	<u>ee (\$)</u> 25		
Each independent claim over 3 (including Reissues)		. 200	100		
Multiple dependent claims		360	180		
	e Paid (\$)	<u>Multiple Depend</u>			
20 or HP = x = 0.00					
HP = highest number of total claims paid for, if greater than 20. Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)					
Indep. Claims Fee (\$) Fee Paid (\$) 3 or HP = x =0.00_					
HP = highest number of independent claims paid for, if greater than 3.					
3. APPLICATION SIZE FEE					
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50					
sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).					
Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$) - 100 = /50 = (round up to a whole number) × 250.00 = 0.00					
4. OTHER FEE(S) Non-English Specification, \$130 fee (no small entity discount) Fees Pald (\$)					
Other (e.g., late filing surcharge): Statutory (Terminal) Disclaimer over pending application 130.00					
SUBMITTED BY					

SUBMITTED BY					
Signature	Athony S. Browler	Registration No. (Attorney/Agent)	40,913	Telephone	704-331-7151
Name (Print/Type)	Anthony A. Bisulca			Date	May 12, 2005

This collection of information is required by 37 CFR 1,136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CFR 1,14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Docket Number (Optional)

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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION 1999DE133/C1/D In re Application of: Weber, et al. 10/807,634 Application No.: Filed: 3/24/2004 For. Pigment Dispersants Based on Diketopyrrolopyrrole Compounds and Pigment Preparations The owner*, Clariant GmbH , of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/375,668 02/27/2003 of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant. Check either box 1 or 2 below, if appropriate. For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. The undersigned is an attorney or agent of record. Anthony A. Bisulca Typed or printed name (704) 331-7151 Telephone Number Terminal disclaimer fee under 37 CFR 1.20(d) is included. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

This collection of Information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22913-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patenta, P.O. Box 1450, Alexandria, VA 22313-1450.

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Name (Print/Type) Anthony A. Bisulca

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Date

Under the Panerwork Rec	luction Act of 1995	no carsons are remi	ired to re	U.S. Patent and spond to a collection of	Trademark	Office; U.S. DEP	ARTMENT OF COMMERCE A VAIID OM OM CONTROL OF COMMERCE
	fective on 12/08/20					olete if Knowl	
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).		Application Number 10/807,634		07,634			
FEET	RANS	MITTA	\L	Filing Date		4/2004	
For FY 2005		First Named Invent	or Web	er, et al.			
				Examiner Name		ial A. Saeed	
Applicant claims si	mall entity status	. See 37 CFR 1.27		Art Unit	1620	5	
TOTAL AMOUNT OF F	AYMENT (\$)	/30.		Attorney Docket No	. 1999	DE133-C1-	D)
METHOD OF PAYM	ENT (check all	that apply)					
Check Cree	dit Card	Money Order	Non	e Other (plea	se identify)	•	
X Deposit Account		_	-2060				t Corporation
				reby authorized to: (c			
1 —	e(s) indicated be	•	-				ept for the filing fee
		(s) or underpayme	nte offo	=			ahr 101 ms 11111 Ö 188
under 37	CFR 1.16 and 1.	.17		[AA] 0.04.1 a.	y overpay		
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FEE CALCULATION	١						
1. BASIC FILING, S			FEES				
	FILING	FEES Small Entity	SEAR	CH FEES E Small Entity		TION FEES	
Application Type	<u>Fee (\$)</u>	Fee (\$)	<u>Fee (\$</u>	Fee (5)	- <u>Fee (\$)</u> -		Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	1 50	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM Fee Description	FEE\$					Fee (\$)	Small Entity Fee (\$)
Each claim over 2	20 (including P	keissues)				50	25
Each independen		including Reissu	ues)			200	100
Multiple depende		Faa (ft)	F	a Datel (Å)		360	180 pendent Claims
<u>Total Claims</u> - 20 or H	Extra Clair P =	<u>ms Fee (\$)</u> x	= 1794	e Paid (\$) 0.00		Fee (\$)	Fee Paid (\$)
HP = highest number o	f total claims paid f						
Indep. Claims - 3 or HP	Extra Clair	<u>ms Fea (\$)</u> x	= <u>Fe</u>	e Paid (\$) 0.00			
HP = highest number of	independent claim		han 3.				
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Other (e.g., late filing surcharge): Statutory (Terminal) Disclaimer over pending application 130.00							
SUBMITTED BY							
Signature	3Q	Bimba		Registration No. (Attorney/Agent)	40,913	Telephor	ne 704-331-7151

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